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August 22, 2002
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SEP 05 2002

TECH CENTER 1600 290

Applicants : Donald B. Borders *et al*
Application No. : 09 904,352
Filed : July 13, 2001
For : *DERIVATIVES OF LASPARTOMYCIN AND PREPARATION AND USE THEREOF*

Art Unit : 1653
Docket No. : 660081.424C2
Date : August 22, 2002

Commissioner for Patents
Washington, DC 20231

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents:

In accordance with 37 C.F.R. §§ 1.56 and 1.97 through 1.98, applicants wish to make known to the Patent and Trademark Office the references set forth on the attached form PTO-1449 (copies of the cited references, as required under 37 C.F.R. § 1.98, are enclosed). As to any reference supplied, applicants do not admit that it is "prior art" under 35 U.S.C. §§ 102 or 103, and specifically reserve the right to traverse or antedate any such reference, as by a showing under 37 C.F.R. § 1.131 or other method. Although the aforesaid references are made known to the Patent and Trademark Office in compliance with applicants' duty to disclose all information they are aware of which is believed relevant to the examination of the above-identified application, applicants believe that their invention is patentable.

We hereby certify that each of the references set forth on the attached form PTO-1449 was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Second Supplemental Information Disclosure Statement.

Please acknowledge receipt of this Second Supplemental Information Disclosure Statement and kindly make the cited references of record in the above-identified application.

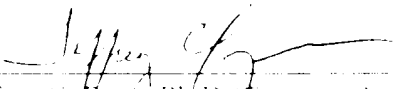


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Respectfully submitted,

Seed Intellectual Property Law Group, P.C.



Jeffrey C. Pepe, Ph.D.
Registration No. 46,985

JCP:mp

Enclosures:

Form PTO 1449

Cited References (2)

Phone: (206) 622-4900

Fax: (206) 682-6031

3/09/01



1653

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PTO SB 21 (08-00)
Approved for use through 10/31/2002 CMB 0651-0031

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TRANSMITTAL FORM

(To be used for all correspondence
after initial filing)

Application Number	09/904 352
Filing Date	July 13, 2001
First Named Inventor	Donald B. Borders
Group Art Unit	1653
Examiner Name	
Attorney Docket No.	660081 424C2

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ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> CD(s), Number of CD(s) _____
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Amendment/Response	<input type="checkbox"/> Request for Corrected Filing Receipt	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> After Final	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Power of Attorney	<input checked="" type="checkbox"/> Return Receipt Postcard
<input checked="" type="checkbox"/> Second Supplemental Information Disclosure Statement; Form PTO-1449	<input type="checkbox"/> Revocation, Change of Correspondence Address	<input type="checkbox"/> Additional Enclosure(s) (please identify below):
<input checked="" type="checkbox"/> Cited References (2)	<input type="checkbox"/> Declaration	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Statement under 37 CFR 3.73(b)	
<input type="checkbox"/> Response to Missing Parts under 37 C.F.R. 1.52 or 1.53	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Response to Missing Parts, Incomplete Application	<input type="checkbox"/> Small Entity Statement	
	<input type="checkbox"/> Request for Refund	

Remarks _____

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Individual Name Jeffrey C. Pepe, Ph.D.
Reg. No. 46 985



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Date 22 Aug 2002

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